

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

LASERMAX, INC.,

PLAINTIFF,

vs.

NEW CENTURY NCSTAR, INC., A CALIFORNIA
CORPORATION, AND THE WAR STORE, INC., A
NEW YORK CORPORATION,

**STIPULATION TO EXTEND TIME TO
ANSWER COMPLAINT**

Civil Action No. 08-CV-6579 CJS

DEFENDANTS.

WHEREAS Plaintiff LaserMax, Inc. filed a complaint alleging patent infringement against Defendant New Century NcStar, Inc., a California corporation, on December 23, 2008; and

WHEREAS the Court approved a request from LaserMax, Inc. to extend the date by which Defendant New Century NcStar, Inc. must answer the complaint in this action to April 30, 2009, to enable the parties to explore the opportunity for an early settlement of this case; and

WHEREAS the Court approved a joint request from LaserMax, Inc. and New Century NcStar, Inc. to further extend the answer deadline to June 30, 2009; and

WHEREAS the Court approved a joint request from LaserMax, Inc. and New Century NcStar, Inc. to futher extend the answer deadline to August 31, 2009; and

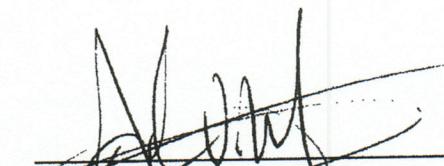
WHEREAS the parties continue to engage in good faith efforts to reach an amicable resolution of this dispute,

THEREFORE LaserMax, Inc. and New Century NcStar, Inc, by and through their respective attorneys, hereby stipulate, subject to the approval of the Court, to extend the date by which Defendant New Century NcStar, Inc. must answer this complaint to October 30, 2009.

Dated: August 27, 2009

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8-28-09

So Ordered: Charles J. Araujo
United States District Court Judge